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PAGE 1/10 \* RCVD AT 10/17/2005 10:10:16 AM [Eastern Daylight Time] \* SVR:USPTO-EFXRF-6/25 \* DNIS:2738300 \* CSID:919-254-4330 \* DURATION (mm-ss):01-36

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Atty, Docket No. GB920000047US1

OCT 1 7 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Stevens, A.

Serial No.:

09/631,224

Filed:

August 2, 2000

For:

Performance Profiling Tool

Art Unit:

2126

**Commissioner for Patents** 

P. O. Box 1450

Alexandria, VA 22313-1450

Examiner: Ho, Andy Phone:571-272-3762 Fax No. 571-273-8300

#### CERTIFICATION OF FACSIMILE TRANSMISSION

I hereby certify that the following papers are being facsimile transmitted to the Patent and Trademark Office at 571-273-8300 on the date shown below: (9 pages including this one)

- 1. Notice of Appeal From The Primary Examiner to the Board of Appeals (in duplicate)
- 2. Petition and Fee For Extension of Time (in duplicate)

Date: October 17, 2005

Saundra S. Christopher

919-543-5845

(Name of person signing certification)

Saundra & Christysher (Signature)

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OCT. 1 7 2005

Atty. Docket No. GB920000047US1

		IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
In re ap	pplication	n of: Stevens, A.
Serial 1	No.:	09/631,224
Filed:	August	2, 2000
For: Pe	erforman	ce Profiling Tool
Group	Art Uni	: 2126 Examiner: Ho, Andy
NOT	ICE O	APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD OF APPEALS
P.O. B Comm		
Sir:		
dated	Applica 06/21/2	int hereby appeals to the Board of Appeals from the decision 005, of the Primary Examiner finally rejecting claims 1 and 22-25.
The ite	em(s) ch	ecked below are appropriate:
1. X	An exte	nsion of time to respond to the final rejection is attached.
2.	A tir	nely response to the final rejection has been filed.
3. X	The fe	e of \$500.00 is
		Enclosed.
		Not required. (Fee paid in prior appeal.)
	x	Charged to Deposit Account No. 09-0461. A duplicate copy of this sheet is enclosed.
		BEST AVAILABLE COPY

Serial No. 09/631,224

1

Date: October 17, 2005

Respectfully submitted,

By Gall Ewoods

Gerald R. Woods Attorney of Record Registration No. 24,144

From:

IBM Corporation

Intellectual Property Law

T81/503

Research Triangle Park, NC 27709

919-254-4330

Telephone: 919-543-7204 Fax: 919-254-4330

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OCT 1 7 2005

Atty. Docket No. GB920000047US1

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

919-254-4330

In re application of: Stevens, A. Serial No.: 09/631,224 Filed: August 2, 2000 For: Performance Profiling Tool Group Art Unit: 2126 Examiner: Ho, Andy NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD OF APPEALS Mail Stop After Final P.O. Box 1450 Commissioner for Patents Alexandria, VA 22313-1450 Sir: Applicant hereby appeals to the Board of Appeals from the decision dated 06/21/2005, of the Primary Examiner finally rejecting claims 1 and 22-25. The item(s) checked below are appropriate: 1. X An extension of time to respond to the final rejection is attached. A timely response to the final rejection has been filed. 3. X The fee of \$500.00 is Enclosed. Not required. (Fee paid in prior appeal.) Charged to Deposit Account No. 09-0461. A duplicate X copy of this sheet is enclosed. DEST AVAILABLE COPY

Serial No. 09/631,224

Date: October 17, 2005

Respectfully submitted,

aboo as hered

Gerald R. Woods Attorney of Record Registration No. 24,144

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